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BANGALORE, THURSDAY, JULY 21, 1938.

PART IV.

Legislative Measures and Rules thereunder.

NOTIFICATIONS.

Order No. P. 258—*Legis.* 1-38-1, *dated Bangalore,* 12*th July* 1938.

Ordered that the accompanying Act to restrict the transfer of Government Savings Certificates and to provide for the payment of certificates standing in the name of deceased persons, which received the assent of His Highness the Maharaja, on the fourth day of July 1938, be published as Act X of 1938, in the *Mysore Gazette* for general information.

C. SUBRAHMANYA AIYAR,
Offg. *Secretary to Government,*
General Department.

ACT X OF 1938.

(Received the assent of His Highness the Maharaja on the fourth day of July 1938.)

Act to restrict the transfer of Mysore Government Savings Certificates and to provide for the payment of Certificates standing in the name of deceased persons.

Whereas it is expedient to restrict the transfer of Mysore Government Savings Certificates and to provide for the payment of Certificates standing in the name of deceased persons; it is hereby enacted as follows :—

Short title, extent and commencement.

1. (1) This Act may be called the Mysore Government Savings Certificates Act, 1938.

(2) It extends to the whole of Mysore.

(3) It will come into force at once.

Prohibition of transfer of Mysore Government Savings Certificates without the consent of the Treasury Officers.

2. (1) Notwithstanding any provision in any enactment or any rule of law for the time being in force to the contrary, no transfer of a Mysore Government Savings Certificate shall be valid without the previous consent in writing of the officer in charge of the treasury in whose books it is for the time being registered.

(2) In this connection "transfer" means a transfer *inter vivos* and does not include a transfer by operation of law.

Payment on death of holder of Mysore Government Savings Certificates.

3. (1) If a person dies and is at the time of his death the holder of a Mysore Government Savings Certificate, payment of the sum for the time being due on such Certificate may be made in the manner provided in the Savings Banks Act V of 1873 for the payment of deposits belonging to the estates of deceased persons, and the provisions of sections 4 to 9 of the said Act shall apply accordingly as if the holder of such Certificate were a depositor in a Government Savings Bank and the sum for the time being due on such Certificate were a deposit in such a Bank:

Provided that the powers conferred by the said provisions on the Secretary of a Government Savings Bank shall be exercisable by the Comptroller:

Provided further that, where in any one case payment is to be made of Certificates issued from more treasuries than one, the said powers shall be exercisable by the Comptroller.

(2) Nothing in sub-section (1) shall be deemed to require any person to accept payment of the amount due on a Mysore Government Savings Certificate before the same has reached maturity.

4. (1) Notwithstanding anything in section 45 of the Indian Contract Act 1872, as in force in Mysore, when a Government Savings Certificate is payable to two or more persons jointly and either or any of them dies, the Certificate shall be payable to the survivor or survivors of those persons and when all the joint holders are dead, it shall be payable to the registered nominee, and in the absence of nomination, to the representative of the last surviving joint holder in accordance with the provisions contained in section 3.

(2) This section shall apply whether such death occurred or occurs before or after this Act comes into force.

(3) Nothing herein contained shall affect any claim which any representative of a deceased person may have against the survivor or survivors under or in respect of any certificate to which sub-section (1) applies.

MIRZA M. ISMAIL,
Dewan.

Order No. T. 97—*R.T.* 9-37-37, *dated Bangalore, the* 14*th July* 1938.

In exercise of the powers conferred on them by section 13 of the Mysore Road Traffic and Taxes Act VI of 1935, the Government of His Highness the Maharaja are pleased to direct that the levy of the reduced rate of service tax of Rs. 3-12-0 per seat per quarter, on motor buses of Mysore City Bus Service, granted under Notification No. T. 2351—R.T. 9-36-13, dated 7th June 1937 till the 30th June 1938, be extended till the 30th June 1939.